IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

WRIT PETITION NO.513 OF 1993

1. Bansraj Singh Ramdas Singh,
Shop No.1.

2. Smt.Shakuntala Dattatraya Joshi
Shop No.2.

3. Nandkishore V. Amburle,
Shop No.3.

4. Narsingh Kerojirao,
Shop No.4.

5. Lovekumar B. Dhawle,
Shop No.5.

6. Chandrakant R. Date,
Shop No.6.

7. Mohanlal & Kisarimal
Shop No.7.

8. Pyarelal Samu Gupta,
Shop NO.8.

9. Shankar Babu Sawant, .. Petitioners
Shop No.9.

All above shops situated at
Batliwala Chawl, S.K.Bole Road,
Dadar, Bombay-400 028.

v/s.

1. The Municipal Corporation of
Greater Bombay, a Corporation
incorporated under the Bombay
Municipal Corporation ACt, 1888,
and also designated as Planning
Authority under the Maharashtra
Regional and Town Planning Act,
1956, and havign its office at
Mahapalika Marg, Nagar Chowk,
Bombay 400 001.

2. The State of Maharashtra,
through the Secretary, Urban
Development Department,

Mantralaya, Bombay. .. Respondents.

Mr.R.D.Soni with Mr.R.S.Champawat for the petitioners.

Shri Vinod Mahadik for the respondent No.1.

Ms.Geeta Shastri, Assistant Government Pleader for the State.

CORAM : R.M.LODHA AND
J.P.DEVADHAR, JJ.

DATED : 12th August, 2005

ORAL JUDGMENT (Per R.M.Lodha, J.)

Heard.

2. Mr.R.D.Soni, the learned counsel for the petitioners submits that to bring to an end to the controversy raised in the writ petition, by the communication dated 14th September, 2004, the Ward Officer, G North Ward of the Municipal Corporation of Greater Mumbai was informed by the petitioners that one M/s.Atul Trading and Financial Services Private Limited were developing the T.P.Scheme in the adjoining plot bearing No.285 and that the said developers are ready to accommodate the petitioners' by allotting the equivalent premises in their plot subject to the Corporation giving them no objection.

3. Mr.Vinod Mahadik, advocate for the Municipal Corporation for Greater Mumbai on instructions from

Vijay Balamwar, Assistant Commissioner, G/North Ward submits that the Corporation shall give no objection to the developers within four weeks from the date of the receipt of the proposal.

4. We, accordingly, record and accept the statement of the advocate for the respondent No.1 that upon receipt of the proposal from the Developers viz. M/s.Atul Trading and Financial Services Private Limited to accommodate the petitioners in the adjoining plot No.285 being developed by them, the respondent-Corporation shall give no objection thereto within four weeks from the date of the receipt of such proposal.

5. In view of the statement made by the learned counsel for the respondent No.1 and accepted by us, the learned counsel for the petitioners does not press the writ petition. It is disposed of as not pressed. No costs.

(R.M.LODHA, J.)

(J.P. DEVADHAR, J.)